

AN ORDINANCE BY

CITY UTILITIES COMMITTEE

03-O-1455

**AN ORDINANCE TO CORRECT SECTION 130-84 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA FOR THE PURPOSE REPLACING THE SUBSECTIONS THAT GOVERNS THE RATES AND FEES CHARGED FOR SOLID WASTE COLLECTION TO OTHER TYPES OF RESIDENTS AND MULTIFAMILY UNITS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Mayor and Council did increase the Solid Waste residential rate in 2002 for its solid waste residential clients; and

**WHEREAS**, the Atlanta City Council did adopt Ordinance 02-O-0087 on December 2, 2002 and the Mayor did approve on December 10, 2002 to effectuate the increase of residential rates for solid waste collection in the City of Atlanta; and

**WHEREAS**, the legislation (02-O-0087) inadvertently deleted nine (9) subsections that deals with the rate townhomes, condominiums, apartment and other multiple family homes pay for solid waste pickup; and

**WHEREAS**, this omission from the Code of Ordinance could cost the City hundreds of thousands of dollars and should be reinserted as Section 130-84 as intended by the Mayor and Council.

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** as follows:

**SECTION 1:** That the current Section 130-84 is deleted in its entirety and replaced with the following language:

**Sec. 130-84. Rates and charges.**

The following rates and charges are hereby established for solid waste collection:

- (1) *Residential rate:* \$307.19 per year plus 0.94 cents per foot of paved street frontage and, to cover rubbish collection costs for unpaved frontage, 0.67 cents per foot of unpaved street frontage, up to a maximum of 200 feet. In calculating the charge, paved frontage is calculated first and then unpaved frontage.
- (2) *Duplex or triplex rate:* As above for each residence, plus \$307.19 per year for each separate living unit in excess of one.
- (3) *Apartments, condominiums, townhouse, public housing or any other multiplefamily units (apartments) rates:* \$1.63 per foot of paved street frontage, and to cover rubbish collection costs for unpaved frontage, \$0.67 per foot of unpaved street frontage plus one of the following charges, as appropriate.
  - a. \$208.59 per year, for each dwelling unit where the garbage from apartments,

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condominiums, townhomes, public housing or any other multiple-family units collected from individual containers, garbage cans or bags:

- b. \$183.37 per year for each dwelling unit where the garbage from apartments, condominiums, townhomes, public housing or any other multiple-family units is collected from industrial containers;
- c. Where the dwelling units or apartments are located in building structures with incinerator(s), duly installed and operating therein in accordance with all laws and regulations applicable to incinerators, depositing only incinerator refuse, and if the collection is from industrial containers grouped together, as hereinafter defined, the amount shall be \$53.82 per year for each dwelling unit; if such containers are not grouped together, then the amount shall be \$122.79 per year for each dwelling unit; for the purposes of this section, industrial containers are grouped together when such containers are located physically adjacent with only sufficient space between such containers to permit access and pickup by the city collection equipment without the movement or shifting of any of said containers in order to gain access to any other of said containers;
- d. \$54.87 per year for each dwelling unit to which collection and removal services are made available to collect garbage from apartments, condominiums, townhouse, public housing or any other multiple-family units.

(4) *Residential back yard removal:* \$962.21 per year.

(5) *Mobile home parks:*

- a. Individual garbage cans: \$193.35 per year.
- b. Installed industrial containers: \$479.42 per year. See [subsection] (7).

(6) *Commercial and industrial rates:*

- a. \$7.60 per foot of street frontage property located in all areas receiving street cleaning at a frequency of three to six times per week;
- b. \$3.70 per foot of street frontage for property for located in all areas receiving special thoroughfare street cleaning (at least once a week) in addition to street cleaning at the same frequency as residential service (once per three weeks);
- c. \$2.89 per foot of three [street] frontage for all other commercial and industrial property receiving street cleaning at the same frequency as residential (once per three weeks);
- d. \$0.67 per foot of unpaved street frontage for commercial and industrial property abutting unpaved streets to cover rubbish collection cost.

(7) *Public property charge for services which have been contracted:* A flat charge of \$479.42 per year for each parcel in lieu of the frontage charge. For public housing charges, see subsection (3) a.-d. For government buildings garbage collection, see surcharges, subsection (6).

(8) *Vacant parcels:* A charge based upon street frontage to cover street cleaning and rubbish collection based on the zoning class of the property; residential to be charged as in subsection (1), apartments to be charged as in subsection (3)d., and commercial/ industrial to be charged as in subsection (6).

- (9) *Building of public worship rate:* One dollar and twenty-six cents per foot of paved street frontage to cover street cleaning and rubbish collection costs; \$0.52 per foot of unpaved street frontage for rubbish collection costs. In addition to the front footage levy listed above, there shall be a charge of \$208.59 per year for solid waste collection from individual containers, garbage cans or bags, or a charge of \$183.37 per year if the solid waste collection is from industrial containers.
- (10) *[Minimum; private landfill site and transfer station operations.-]* A minimum of \$1.10 per ton payable to the city by all private landfill site operations and transfer station operations located within the city for refuse disposed, collected, handled, processed or reclaimed within the jurisdiction of the city. Fees must correspond with tonnage handled and will be payable quarterly and prior to issuance of annual permits. As required by O.C.G.A. § 12-8-39, all user fees collected in accordance with this subsection shall be deposited in a local restricted account and used solely for solid waste management purposes.
- (11) *Corner lots:* Properties located on corner lots with two or more street frontages will be charged based on the footage of the street frontage which is the legal address of the property

**SECTION 2:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

*Current*

**Sec. 130-84. Rates and charges.**

The following rates and charges are hereby established for solid waste collection and shall become effective July 1, 2003:

- (1) *Residential rate:* \$307.19 per year plus 0.94 cents per foot of paved street frontage and, to cover rubbish collection costs for unpaved frontage, 0.67 cents per foot of unpaved street frontage, up to maximum of 200 feet. In calculating the charge, paved frontage is calculated first and then unpaved frontage.
- (2) *Duplex or triplex rate:* As above for each residence, plus \$307.19 per year for each separate living unit in excess of one.

(Ord. No. 1998-10, § 2, 2-16-98; Ord. No. 2000-5, § II, 2-15-00; Ord. No. 2000-69, § 1, 12-12-00; Ord. No. 2001-83, § 1, 11-14-01; Ord. No. 2002-87, § 2, 12-10-02)



CITY COUNCIL  
ATLANTA, GEORGIA

02-O-0087

A SUBSTITUTE ORDINANCE BY THE CITY UTILITIES COMMITTEE  
AS AMENDED BY FULL COUNCIL

AN ORDINANCE TO AMEND ARTICLE II, DIVISION 3,  
SECTION 130 OF THE CITY OF ATLANTA CODE OF  
ORDINANCES SO AS TO INCREASE THE YEARLY GARBAGE  
COLLECTION FEE TO \$307.19; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta is charged with the responsibility of the removal of garbage from single-family residential units; and

WHEREAS, due to increased costs to the City of Atlanta in providing this service, it has become necessary to increase the yearly garbage fee to better recover costs; and

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

**SECTION 1:** Section 130-77. Sanitary service charge shall be amended so that the new Section 130-77 reads as follows:

Section 130-77. Solid Waste service fees.

**SECTION 2:** Section 130-84. Rates and charges shall be amended so that the new Section 130-84 reads as follows:

Section 130-84. Rates and charges.

The following rates and charges are hereby established for solid waste collection *and shall become effective July 1, 2003:*

- (1) Residential rate: \$307.19 per year plus 0.94 cents per foot of paved street frontage and, to cover rubbish collection costs for unpaved frontage, 0.67 cents per foot of unpaved street frontage, up to maximum of 200 feet. In calculating the charge, paved frontage is calculated first and then unpaved frontage.
- (2) Duplex or triplex rate: As above for each residence, plus \$307.19 per year for each separate living unit in excess of one.

**SECTION 3:** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Amendment incorporated by krp/ONC 12/04/02

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED as amended by the Council  
APPROVED by the Mayor

DEC 02, 2002  
DEC 10, 2002

Be Sure

02-0-0087

SOLID WASTE

§ 130-84

written notice of the date the service is to be terminated, provided that the notice is received by the bureau of sanitary services not later than the 15th day of the calendar month preceding the next calendar quarter billing period. The termination date of the service must be subsequent to the date the notice is received by the city.

- (6) The commissioner of public works shall from time to time, for periods of one week or longer, audit the volume of solid waste being removed from these properties and the number of pickups required for removal and shall thereafter adjust by decreasing or increasing the amount of the surcharge for the property audited so that the surcharge shall conform and be based upon the results of the audit.

(c) *Junked automobile removal charge.* The assessment and collection of junked automobile removal charges as set forth in this division shall be made by the city. The assessment of these charges for the removal of these automobiles shall be made when the automobile is removed by the city. Payment shall be due and payable within 14 days of the assessment.

(d) *Charges for disposal of solid waste at city facilities.* The assessment and collection of charges for disposal of solid waste at city facilities as set forth in this division shall be made by the city. Payment of disposal charges shall be made by coupons purchased from the city before the waste is dumped at the disposal facility.  
(Code 1977, § 9-6125)

**Sec. 130-84. Rates and charges.**

The following rates and charges are hereby established for solid waste collection:

- (1) *Residential rate:* \$208.59 per year plus 0.94 cents per foot of paved street frontage and, to cover rubbish collection costs for unpaved frontage, 0.67 cents per foot of unpaved street frontage, up to a maxi-

mum of 200 feet. In calculating the charge, paved frontage is calculated first and then unpaved frontage.

**Editor's note**—The provisions of § 130-84(1) shall be put in place for the year 2001 billing cycle of the sanitary service fees.

- (2) *Duplex or triplex rate:* As above for each residence, plus \$208.59 per year for each separate living unit in excess of one.
- (3) *Apartments, condominiums, townhouse, public housing or any other multiple-family units (apartments) rates:* \$1.63 per foot of paved street frontage, and to cover rubbish collection costs for unpaved frontage, \$0.67 per foot of unpaved street frontage plus one of the following charges, as appropriate.
  - a. \$208.59 per year, for each dwelling unit where the garbage from apartments, condominiums, townhomes, public housing or any other multiple-family units collected from individual containers, garbage cans or bags;
  - b. \$183.37 per year for each dwelling unit where the garbage from apartments, condominiums, townhomes, public housing or any other multiple-family units is collected from industrial containers;
  - c. Where the dwelling units or apartments are located in building structures with incinerator[s], duly installed and operating therein in accordance with all laws and regulations applicable to incinerators, depositing only incinerator refuse, and if the collection is from industrial containers grouped together, as hereinafter defined, the amount shall be \$53.82 per year for each dwelling unit; if such containers are not grouped together, then the amount shall be \$122.79 per year for each dwelling unit; for the purposes of this section, industrial containers are grouped together when such containers are located physically adjacent with only sufficient space between such containers to permit access and

pickup by the city collection equipment without the movement or shifting of any of said containers in order to gain access to any other of said containers;

- d. \$54.87 per year for each dwelling unit to which collection and removal services are made available to collect garbage from apartments, condominiums, townhouse, public housing or any other multiple-family units.
- (4) *Residential back yard removal:* \$962.21 per year.
- (5) *Mobile home parks:*
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  - a. \$7.60 per foot of street frontage property located in all areas receiving street cleaning at a frequency of three to six times per week;
  - b. \$3.70 per foot of street frontage for property for located in all areas receiving special thoroughfare street cleaning (at least once a week) in addition to street cleaning at the same frequency as residential service (once per three weeks);
  - c. \$2.89 per foot of three [street] frontage for all other commercial and industrial property receiving street cleaning at the same frequency as residential (once per three weeks);
  - d. \$0.67 per foot of unpaved street frontage for commercial and industrial property abutting unpaved streets to cover rubbish collection cost.
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charges, see subsection (3) a.—d. For government buildings garbage collection, see surcharges, subsection (6).

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  - (10) *[Minimum; private landfill site and transfer station operations:]* A minimum of \$1.10 per ton payable to the city by all private landfill site operations and transfer station operations located within the city for refuse disposed, collected, handled, processed or reclaimed within the jurisdiction of the city. Fees must correspond with tonnage handled and will be payable quarterly and prior to issuance of annual permits.
- As required by O.C.G.A. § 12-8-39, all user fees collected in accordance with this subsection shall be deposited in a local restricted account and used solely for solid waste management purposes.
- (11) *Corner lots:* Properties located on corner lots with two or more street frontages will be charged based on the footage of the street frontage which is the legal address of the property.

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